

**TAB 9**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**FILED**

**DEC 14 2004**

CLERK, U.S. DISTRICT COURT  
DISTRICT OF COLUMBIA

SCIMED LIFE SYSTEMS, INC.,

Plaintiff

v.

Case No. 1:01 CV 02015 RJL

MEDTRONIC VASCULAR, INC., and

ERIC C. MARTIN

Defendants

**JOINT STIPULATED REQUEST TO EXTEND DISCOVERY**

Plaintiff Scimed Life Systems, Inc. and Defendant Medtronic Vascular, Inc. jointly and respectfully request this Court to extend the discovery deadline and all subsequent dates in this case by two months.

The parties have engaged in written discovery with all deliberate speed. In order to avoid any duplication of efforts, however, depositions have not taken place pending the completion of all document production. Given the number of witnesses located in and outside the United States and the fast approaching holiday season, the parties jointly propose the following extensions of the dates set forth in the Court's Scheduling Order:

Close of factual discovery	February 1, 2005
Deadline for filing discovery motions	February 15, 2005
Service of expert reports on those issues as to which a party has the burden of proof	March 14, 2005

(2)

Service of expert reports on those  
issues to which opposing party has the  
burden of proof

April 15, 2005

Completion of expert depositions

May 25, 2005

Deadline for filing summary judgment  
motions

June 22, 2005

(The parties are not precluded from filing summary judgment motions prior to this date.)

Opposition to summary judgment motions 21 days after filing of motion

Reply memorandum in support of  
summary judgment motions

14 days after filing of opposition

Hearing on summary judgment motions

To be scheduled by Court

The pretrial conference

On or after July 25, 2005

Respectfully submitted,

*Friebel / SKS*

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It is so ORDERED

Dated November 2, 2004

*Richard J. Leon*

Honorable Richard J. Leon  
United States District Judge